IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 7833 of 2005

Between:

M.Gopala Krishna Murthy, S/o. Venugopala Naidu,
Balijapaeta mandal, Vizianagaram District.

..... PETITIONER

AND

1 The District Co-op Officer, Vizianagaram District,
Vizianagaram.
2 The Divisional Co-op Officer, Parvathipuram,
Vizianagaram District.
3 Galavalli Primary Agri Co-op Society, rep. by its Official Person- in-charge/Chairman, Galavalli Village, Balijapaeta Mandal, Vizianagaram district.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction one in the nature of writ of Mandamus, declaring the action of the respondents in not conducting Section 51 enquiry about the irregularities committed in the 3rd respondent society in terms of petitioner's representations dt.22-3-2004 as illegal, arbitrary, and unjust pass such other order or orders.

Counsel for the Petitioner: MR.REDDYRAMA CHANDRA RAO

Counsel for the Respondents 1 & 2 : GP FOR COOPERATION

The Court at the stage of admission made the following :

ORAL ORDER:

Heard both sides. Perused the material placed before me.

The grievance of the petitioner, who is the former president of the Agricultural Cooperative Society, Galavilli Village in Vizainagaram District, is that he made certain allegations against the present president of the said Society and sought for enquiry under Section 51 of the A.P. Cooperative Societies Act, 1964 (for short 'the Act'). But no enquiry has been conducted so far.

Having regard to the averments made in the affidavit filed in support of the writ petition and particularly, in the light of the representation dated 22-3-2005, made by the petitioner, seeking enquiry against the present President of the Society, under Section 51 of the Act, respondents 1 and 2 are directed to consider the said representation and proceed in accordance with law, with utmost expedition.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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kvsn 08/04/2005

To

1 The District Co-op Officer, Vizianagaram District,
Vizianagaram.

2 The Divisional Co-op Officer, Parvathipuram,
Vizianagaram District.

3 Galavalli Primary Agri Co-op Society, rep. by its Official Person- in-charge/Chairman, Galavalli Village, Balijapaeta Mandal, Vizianagaram district.

4 Two CCs to GP for Cooperation, High Court buildings, Hyderabad.

5 Two CD copies.